

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

RONALD M. GONDA,	:	CIVIL ACTION NO. 00-2286
	:	
	:	
Plaintiffs,	:	
	:	
v.	:	CHIEF JUDGE AMBROSE
	:	
	:	
METROPOLITAN LIFE INSURANCE	:	
COMPANY and WILLIAM FRIEDT, JR.,	:	
	:	
	:	
Defendants.	:	

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**DEFENDANTS METROPOLITAN LIFE INSURANCE COMPANY'S  
AND WILLIAM FRIEDT, JR.'S MOTION IN LIMINE  
TO EXCLUDE EXHIBITS 95 AND 107**

Defendants Metropolitan Life Insurance Company ("MetLife") and William Friedt, Jr. bring this Motion to Exclude Exhibits 95 and 107.

1. In plaintiff's revised exhibit list dated June 12, 2006, plaintiff has identified a videotape (Plaintiff's Proposed Exhibits 95 and 107<sup>1</sup>) produced by MetLife which is irrelevant to this case and is prejudicial. A transcript of Proposed Exhibits 95 and 107 is attached as Exhibit A.

2. Plaintiff's Proposed Exhibits 95 and 107 should be excluded for the reasons set forth in detail in MetLife's and Mr. Friedt's Brief in Support of Their Motion to Exclude Exhibits 95 and 107, which is incorporated by reference.

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<sup>1</sup> Plaintiff has designated the same exhibit by two different exhibit numbers.

WHEREFORE, based on all of the foregoing reasons as well as those set forth in the accompanying brief, MetLife and Mr. Friedt respectfully request that this Court bar the introduction of Exhibits 95 and 107.

Respectfully Submitted,

s/ B. John Pendleton, Jr.  
B. John Pendleton, Jr.  
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Attorneys for Defendant  
Metropolitan Life Insurance Company and  
William Friedt, Jr.

Dated: June 19, 2006

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on this 19th day of June, 2006, a true and correct copy of the foregoing **DEFENDANTS METROPOLITAN LIFE INSURANCE COMPANY'S AND WILLIAM FRIEDT, JR.'S MOTION IN LIMINE TO EXCLUDE EXHIBITS 95 AND 107** was served upon the following via the electronic filing system:

Kenneth R. Behrend, Esquire  
BEHREND & ERNSBERGER, P.C.  
Union National Bank Building, 3<sup>rd</sup> Floor  
306 Fourth Avenue  
Pittsburgh, Pennsylvania 15222

s/ B. John Pendleton, Jr.